

6207. Jacuzzi Whirlpool Bath. (F.D.C. No. 44573. S. No. 11-817 R.)

QUANTITY: 14 individually cartoned devices at Chicago, Ill., in possession of Hydro-Massage Health, Inc.

SHIPPED: Between 2-10-60 and 3-3-60, from Berkeley, Calif., by Jacuzzi Research, Inc.

LABEL IN PART: (Ctn.) "Jacuzzi Whirlpool Bath."

ACCOMPANYING LABELING: Pamphlet entitled "Hydrotherapy in General Practice * * * reprinted from Modern Medicine February 15, 1950"; a brochure entitled "Now Whirlpool Hydrotherapy for Hospital and Clinic"; and leaflets entitled "The Use of the Whirlpool Bath," "Relaxes—Refreshes—Revitalizes Jacuzzi Whirlpool Bath," and "Reprinted from The Journal of The American Medical Association * * * Brine Bath Treatments for Decubitus Ulcers."

RESULTS OF INVESTIGATION: The article was a portable unit containing an enclosed electric motor which would drive a water pump. Water was forcefully driven through a nozzle and an aspirator, thus producing a swirling air-water foam.

LIBELED: 5-16-60, N. Dist. Ill.

CHARGE: 502(a)—the labeling accompanying the article, when shipped, contained false and misleading representations that the article was an adequate and effective treatment for relieving or overcoming peripheral neuritis; osteoarthritis; chronic gout; myositis; fibrositis; hypertrophic spondylitis; spastic constipation; spastic colitis; pylorospasm; neurasthenia; cerebral arteriosclerosis; convulsions; pruritis; scaly dermatitis; pemphigus; atonic constipation; biliary atony; impotence; vascular spasm; and for preventing deformities of arthritis and rheumatism, and other disease conditions; and 502(f) (1)—while held for sale, the labeling of the article failed to bear adequate directions for use in the treatment of arthritis; multiple sclerosis; cerebral palsy; muscular dystrophy; rheumatoid arthritis; osteoarthritis; traumatic arthritis; third degree burns; cardiac cases; stroke; ulcers; ulcerated skin; mental cases; and for toning and firming the skin and muscles; which were the conditions and purposes for which the article was offered in oral statements made by a representative of the dealer firm.

DISPOSITION: 6-10-60. Consent—claimed by Hydro-Massage Health, Inc., and relabeled.

6208. Mercier's Radioactive device. (F.D.C. No. 44157. S. No. 52-955 P.)

QUANTITY: 6 assembled devices at Scottsdale, Ariz., in possession of A. H. Lee, and a number of component parts of such devices at Glendale, Ariz., in possession of A. F. Mercier. Such component parts consisted of 6 quartz tubes; 8 quartz test tubes; 1 article of plexiglass; 1 article of plexiglass and carbon mixture; 1 brass wire screen; and quantities of radium barium chloride, thorium oxide, and lanthanum oxide.

SHIPPED: The following components of the devices were shipped on unknown dates as follows: the quartz tubes and quartz test tubes from Willoughby, Ohio; the lanthanum oxide and thorium oxide from West Chicago, Ill.; and the radium barium chloride from Denver, Colo.

ACCOMPANYING LABELING: Literature entitled: "Atomic Theory in Molecular Reconstruction"; "A Process Originated to Readjust in proper Order the Law of the Individual as it Relates to the Chemical Balance"; "The Law of Nuclear